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APR 14 2005

Official Communication
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: Parker, et al
Application No.: 10/657,451
Filing date: September 8, 2003
Title: In-line Holographic Mask for
Micromachining

Docket No.: 116-001b
Date: April 14, 2005
Group Art Unit: 2872
Examiner: John Juba

Petition under 37 CFR 1.78

Commissioner for Patents
PO Box 1450
Alexandria VA, 22313-1450

04/15/2005 BROMMER 02062916 10657451

01 FC:1454

1370.00 02

Sir:

Applicant petitions for an unintentionally delayed benefit under 37 CFR 1.78(a)(3) and (a)(6).

Please amend the specification after the title as follows:

This application claims the benefit of U.S. Patent Application 08/972,464, filed November 14, 1997, now U.S. Patent 6,618,174, which claims the benefit of U.S. Provisional Application No. 60/030962, filed on November 15, 1996.

A fee sheet and check for the surcharge of \$1370 under 37 CFR 1.17(t) is attached.

The entire delay between the date the claim was due under 37 CFR 1.78(a)(2) and

CERTIFICATE OF MAILING

I hereby certify that, on the date shown below, this correspondence is being:

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Date: 4/14/05

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James Marc Leas

Name

James Marc Leas

Signature

116-001b

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(a)(5) and the date the claim was filed was unintentional.

If there are any questions please call applicant's attorney at 802 864-1575.

Respectfully submitted,


James M. Leas
Attorney at Law
Registration Number 34,372
802 864-1575

Law Office of James M. Leas
37 Butler Drive
S. Burlington, Vermont 05403

116-001b

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**FEE TRANSMITTAL
for FY 2005**
Effective 10/01/2004. Patent fees are subject to annual revision.
 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

1370

METHOD OF PAYMENT (check all that apply)
 Check Credit card Money Order Other None

 Deposit Account:

 Deposit Account Number
 Deposit Account Name

The Director is authorized to: (check all that apply)

 Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION
1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 780	2001 385	Utility filing fee	
1002 350	2002 175	Design filing fee	
1003 550	2003 275	Plant filing fee	
1004 790	2004 395	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1) (\$)			

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
			-20** =	X	
			-3** =	X	

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 88	2201 44	Independent claims in excess of 3
1203 300	2203 150	Multiple dependent claim, if not paid
1204 88	2204 44	" Reissue independent claims over original patent
1205 18	2205 9	" Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$)		

**or number previously paid, if greater. For Reissues, see above

Complete if Known	
Application Number	10/657,451
Filing Date	9/8/03
First Named Inventor	PARKER
Examiner Name	John Juba
Art Unit	2872
Attorney Docket No.	116-001b

FEE CALCULATION (continued)
3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1063 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 820*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 430	2252 215	Extension for reply within second month	
1253 980	2253 490	Extension for reply within third month	
1254 1,530	2254 785	Extension for reply within fourth month	
1255 2,080	2255 1,040	Extension for reply within fifth month	
1401 340	2401 170	Notice of Appeal	
1402 340	2402 170	Filing a brief in support of an appeal	
1403 300	2403 150	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,370	2453 885	Petition to revive - unintentional	
1501 1,370	2501 885	Utility issue fee (or reissue)	
1502 490	2502 245	Design issue fee	
1503 680	2503 330	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1808 180	1808 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 780	2809 395	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 780	2810 395	For each additional invention to be examined (37 CFR 1.129(b))	
1801 790	2801 395	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	
Other fee (specify)		Petition under 1.78	
*Reduced by Basic Filing Fee Paid			
		SUBTOTAL (3) (\$)	1370

SUBMITTED BY

 Name (Print/Type) *James Marc Leas* Registration No. 34-372 Telephone 802 864-5705
 Signature *James Marc Leas* Date 4/14/05

 (Complete if applicable)
 WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to be provided by the USPTO to process an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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